## **McElroy Deutsch**

One Hovchild Plaza 4000 Rt. 66, 4th Floor Tinton Falls, NJ 07753 **T:** 732.733.6200 | **F:** 732.922.2702 MDMC-LAW.COM

LOUIS P. DIGIAIMO 973-425-8843 ldigiaimo@mdmc-law.com

August 1, 2025

## Via ECF

The Honorable Judge Jennifer E. Willis United States Magistrate Judge Southern District of New York 40 Foley Square, Room 425 New York, NY 10007

Re: Arrabito v. First Unum Life Insurance Company et al Case No.: 1:24-cv-05054-GHW-JW

Dear Magistrate Judge Willis:

In accordance with Subsection (1)(E) of the Court's Individual Rules of Practices in Civil Cases and Local Rule 7.1(d), Defendant requests the Court stay and extend the current joint status report deadline set for July 31, 2025, to August 15, 2025.

In support of this motion, the parties note as follows:

- Following a discovery hearing on July 2, 2025, the Court instructed the parties to meet
  and confer about mutually agreeable topics of questioning for the deposition of Dr.
  Neal Greenstein and provide a status update to the Court concerning that discussion by
  July 18, 2025.
- 2. The parties have worked together in good faith and have come to agreement on several topics of questioning and continue to confer and negotiate on some topics in dispute. We believe the additional time requested will permit the parties to finish this discussion and reach agreement without the need for further judicial intervention.

To allow the parties an opportunity to finish conferring about mutually agreeable deposition topics and potentially avoid the need for further judicial intervention, the parties ask the Court to extend the joint status report deadline to August 15, 2025.

We thank the Court for its courtesy and consideration of this request.

BY: <u>s/Noah Breazeale</u>

Noah A. Breazeale\*
414 McCallie Avenue
Chattanooga, Tennessee 37402
(423) 634-2506
(423) 634-2505 (fax)
nbreazeale@buchanandisability.com

\*Admitted Pro Hac Vice Attorneys for Plaintiff s/Louis Philip DiGiaimo

Louis Philip DiGiaimo McELROY, DEUTSCH, MULVANEY & CARPENTER, LLP One Hovchild Plaza 4000 Route 66 Tinton Falls, New Jersey 07753

Tel: (973) 425-8843

Email: <u>ldigiaimo@mdmc-law.com</u> *Attorneys for Defendants* 

The request is GRANTED. The parties are to provide a status update by August 15, 2025. SO ORDERED.

ENNIFER E. WILLIS

UNITED STATES MAGISTRATE JUDGE

August 4, 2025